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Attorney for Plaintiff Sharon Paterson

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

SHARON PATERSON,

Plaintiff,

v.

**CALIFORNIA DEPARTMENT OF GENERAL
SERVICES, RAYMOND ASBELL and
INTER-CON SECURITY SYSTEMS, INC.,**

Defendants.

CASE NO. 2:05-CV-0827-MCE-JFM

**RULE 41 STIPULATION OF
DISMISSAL OF PLAINTIFF'S
CLAIMS AGAINST DEPARTMENT
OF GENERAL SERVICES**

Trial Date: March 14, 2007
Courtroom: 3

Honorable .
Morrison England

1 **TO THE COURT AND ALL PARTIES OF RECORD AND THEIR COUNSEL**
2 **OF RECORD:**

3 PLEASE TAKE NOTICE THAT Pursuant to Rule 41 of the Federal Rules of Civil
4 Procedure, Plaintiff Sharon Paterson and Defendant the Department of General Services (“DGS”
5 or the “Department”) (the “Parties”) hereby stipulate and agree that DGS may be dismissed as a
6 Defendant in this case under the following conditions:

7 1. Each side is to bear its own fees and costs;
8 2. Upon delivery of the settlement proceeds to Plaintiff in accordance with the
9 Settlement Agreement between Plaintiff and DGS, and the filing by counsel for the Department
10 of General Services with this Court of a “Notice of Payment of Settlement Proceeds,” the
11 dismissal of DGS shall be **WITH PREJUDICE**;

12 3. Until the settlement proceeds are delivered to Plaintiff, the action is
13 **DISMISSED WITHOUT PREJUDICE** to Plaintiff’s right to reinstate the action in the event
14 DGS notifies her that the settlement cannot be consummated by payment to Plaintiff;

15 4. Until the Department is deemed dismissed with prejudice in accordance
16 with the terms of this stipulation, the Parties agree that the Court may retain jurisdiction over this
17 matter with respect to the Parties.

18 **IT IS SO STIPULATED:**

19 Dated: 2/13/07

20 /s/ William T. Darden
21 WILLIAM T. DARDEN
22 Deputy Attorney General
23 Attorneys for Defendant DGS

24 FOR

25 EDMUND G. BROWN JR.
26 Attorney General of the State of California

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1 Dated: 2/8/07

/s/ Lawrence King
LAWRENCE KING
Attorney for Plaintiff

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4 **IT IS SO ORDERED:**

5 Dated: February 15, 2007

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7 MORRISON C. ENGLAND, JR.
8 UNITED STATES DISTRICT JUDGE
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